

FEB 22 2007

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DATE: February 22, 2007

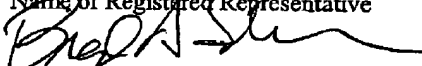
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TO: United States Patent and Trademark Office
COMPANY: Examiner Julian W. Woo, Art Unit 3731FAX NUMBER: 571-273-8300
PHONE NUMBER:

FROM: Brad A. Schepers

DIRECT DIAL: (317) 238-6334

FAX NUMBER: (317) 636-1507

RE: Comments on Statement of Reasons for Allowance for U.S. Patent Application No. 10/644,252 to
Thomas Zdeblick, et al.COMMENTS: I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and
Trademark Office at 571-273-8300 on:February 22, 2007
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Client Matter No.: 334 MSDI-1

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PTO/SB/21 (09-04)

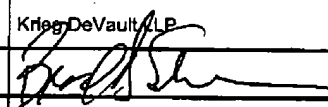
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TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	10/644,252
	Filing Date	August 20, 2003
	First Named Inventor	Thomas Zdeblick
	Art Unit	3731
	Examiner Name	Julian W. Woo
Total Number of Pages in This Submission	Attorney Docket Number	MSDI-224/PC242.38

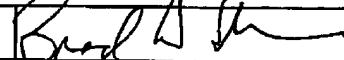
ENCLOSURES (Check all that apply)		
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Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	Krieg DeVault LLP		
Signature			
Printed name	Brad A. Schepers		
Date	February 22, 2007	Reg. No.	45,431

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This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of:)	Before the Examiner
Thomas Zdeblick et al.)	Julian W. Woo
Serial No. 10/644,252)	Group Art Unit 3731
Filed August 20, 2003)	Ref. No. MSDI-224/ PC242.38
INTERBODY FUSION DEVICE AND)	February 22, 2007
METHOD FOR RESTORATION OF)	
NORMAL SPINAL ANATOMY)	

Via Facsimile Transmission: 571-273-8300**COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE**

Commissioner for Patents
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Sir:

In response to the communication mailed to the Applicant on February 12, 2007, please enter and consider the following comments regarding the Reasons for Allowance. No extension fees are believed to be due with regard to the filing of this communication. However, please provide any extensions of time necessary and charge any additional fees which may be necessary to Deposit Account No. 12-2424, but not to include any payment of issue fees.

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